

The Defendant objects to ¶ 34, the loss calculation, and further objects to ¶¶ 38, 40, 42 and 81, insofar as such paragraphs reflect the loss calculation in ¶ 34.

1. The Defendant's Objections to the Presentence Investigation Report (Filing No. 19) are overruled;
2. Otherwise the Court's tentative findings are that the Presentence Investigation Report is correct in all respects;
3. If **any** party wishes to challenge these tentative findings, the party shall immediately file in the court file and serve upon opposing counsel and the Court a motion challenging these tentative findings, supported by (a) such evidentiary materials as are required (giving due regard to the requirements of the local rules of practice respecting the submission of evidentiary materials), (b) a brief as to the law, and (c) if an evidentiary hearing is requested, a statement describing why an evidentiary hearing is necessary and an estimated length of time for the hearing;

4. Absent submission of the information required by paragraph 3 of this Order, my tentative findings may become final; and

5. Unless otherwise ordered, any motion challenging these tentative findings shall be resolved at sentencing.

DATED this 6th day of June, 2005.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge